STATE OF ILLINOIS – DEPARTMENT OF LABOR 160 N. LASALLE ST., STE. C-1300 CHICAGO, ILLINOIS 60601

IN THE MATTER OF:)
ROBERT LID, as member of the CHICAGO REGIONAL COUNCIL OF CARPENTERS,)))
PETITIONER(S),) STATE FILE NO. 2019-H-PK09-2283
v.)) DATE OF NOTICE: 10/1/2018
JOSEPH BEYER, DIRECTOR OF THE ILLINOIS DEPARTMENT OF LABOR, and THE ILLINOIS DEPARTMENT OF LABOR,	CERT. MAIL/RETURN RECEIPT: 1017 2620 0001 0467 6751
RESPONDENTS.	}

NOTICE OF HEARING

PLEASE TAKE NOTICE that Joseph Beyer, Director of the Illinois Department of Labor, and the Illinois Department of Labor [hereinafter, "Respondents"] have received from Robert Lid as member of the Chicago Regional Council of Carpenters, [hereinafter, "Petitioner(s)"] written objections to the prevailing wage determinations posted by the Department on its website on August 15, 2018, and a request for hearing on those objections pursuant to Section 9 of the Prevailing Wage Act [hereinafter, "IPWA" or "Act"], 820 ILCS 130/0.01 et seq.

Pursuant to the PWA, Article 10 of the Illinois Administrative Procedure Act, 5 ILCS 100/10-5 et seq., and 56 Ill. Admin. Code 120.100 et seq., Respondents will convene a hearing on:

DATE:

OCTOBER 24, 2018

TIME:

1:00 P.M.

PLACE:

ILLINOIS DEPARTMENT OF LABOR

160 NORTH LASALLE STREET, SUITE C-1300

CHICAGO, ILLINOIS 60601

ADMINISTRATIVE LAW JUDGE:

CLAUDIA MANLEY
CHIEF ADMINISTRATIVE LAW JUDGE
ILLINOIS DEPARTMENT OF LABOR
160 NORTH LASALLE STREET, SUITE C-1300
CHICAGO, ILLINOIS 60601

The hearing involves the written objections and hearing request filed by Petitioner(s), attached hereto and made a part hereof (Exhibit A).

The parties and their respective representatives must be prepared to proceed at the hearing. The parties must present all information, documents, records or witnesses necessary to substantiate their position(s) at the hearing.

Pursuant to 56 Illinois Administrative Code 120.640, the administrative law judge shall issue a Decision and Order. In the event no timely or proper exceptions are filed, the findings, conclusions, recommendations and order of the administrative law judge shall automatically become the decision and order of the Director of Labor.

The proceedings are subject to judicial review in accordance with the provisions of the Administrative Review Law, 735 ILCS 5/3-101 et seq. The Director of Labor's determination on the objections is final and binding unless a party to this proceeding applies for and obtains judicial review of the final administrative decision in accordance with the provisions of the Administrative Review Law.

Joseph Beyer Director of Labor

STATE OF ILLINOIS- DEPARTMENT OF LABOR CONCILIATION/MEDIATION DIVISION 160 N. LASALLE ST. STE. C-1300 CHICAGO, IL 60601

IN THE MATTER OF:)	EXHIBIT A
ROBERT LID, as a member of the CHICAGO REGIONAL COUNCIL OF CARPENTERS)))	STATE FILE NO.
Petitioners,)	RECEIVED
Vs.)	SEP 1 2 2018
JOE BEYER, DIRECTOR OF THE ILLINOIS DEPARTMENT OF LABOR and the ILLINOIS DEPARTMENT OF LABOR,)))))	Illinois Department of Labor CHICAGO OFFICE 2019-H-PKDJ-2283
Respondents.)	

OBJECTION AND REQUEST FOR SECTION 9 HEARING

Petitioners Robert Lid, as a member of the Chicago Regional Council of

Carpenters (known collectively as the "Union"), by and through their attorney, Nick

Kasmer, of the law firm of McGann, Ketterman, & Rioux, seek to formally object to the

Prevailing Wage determination published by the Illinois Department of Labor

("Department") on its website in August of 2018 and request a hearing on these

objections pursuant to Section 9 of the Illinois Prevailing Wage Act (820 JLCS § 130/9).

In support, the Union states further;

- Robert Lid ("Lid") is a member of the United Brotherhood of Carpenters ("UBC")
 Union.
- The UBC is a national labor organization consisting of the members of Local Carpenter Unions and affiliates.
- The Union is a regional labor organization and an affiliate of the UBC which represents UBC members in counties in Illinois and Iowa.
- 4. Section 9 of the Illinois Prevailing Wage Act states: "The Department of Labor shall during the month of June of each calendar year, investigate and ascertain the prevailing rate of wages for each county in the State." 820 ILCS § 130/9
- 5. Historically, and as part of the Section 9 Wage determination process, the Union submitted Prevailing Wage Certification Forms to the Department. These materials listed the rates and fringe benefits paid to the following Prevailing Wage Classifications: Carpenter (6422), Floor Layer (A009), Lather (6424), Millwright (6178), and Piledriver (6476) in various counties throughout Illinois.
- 6. In 2018, the Union obtained Prevailing Wage Certification Forms from the Department's official website and submitted the appropriate forms to the Department prior to the deadline for submission.
- 7. The Department published the 2018 prevailing wage rates in August of 2018 with an effective date of August 15, 2018.

8. The Department further posted on its website a detailed explanation of the

methodology for determining the 2018 prevailing wage rates in August of 2018.

9. The Department also posted the full set of responses it received with regards to

determining the 2018 prevailing wage rates in August of 2018.

10. The Union objects to several prevailing wage rates certified by the Department

for the classifications of Carpenter (6422), Floor Layer (A009), Lather (6424),

Millwright (6178), and Piledriver (6476) in various Illinois Counties.

11. Exhibit A lists the specific numbers and issues that the Union disagrees by

classification and by county. (Ex. A.)

WHEREFORE, for the reasons set forth above the Petitioners Robert Lid, as a

member of the Chicago Regional Council of Carpenters, object to the Prevailing Wage

determination posted on the Department's official website in August of 2018 and

respectfully request a hearing on these objections pursuant to 820 ILCS § 130/9.

September 6, 2018

Respectfully submitted,

Robert Lid, as a member of the Chicago

Regional Council of Carpenters

By:

One of its attorneys

Nicholas E. Kasmer McGann, Ketterman, & Rioux 111 East Wacker Drive, Suite 2600 Chicago, IL 60601

CERTIFICATE OF SERVICE

The undersigned certifies that he caused copies of the foregoing Notice of Filing and Objections and Request for Section 9 Hearing to be served upon the following persons, via hand delivery, this 12 day of September 2018:

Joe Beyer Director of the Illinois Department of Labor 160 N. LaSalle Street, Suite C-1300 Chicago, IL. 60601

Minois Department of Labor CHICAGO OFFICE

SEP 12 7014

Illinois Department of Labor c/o Joe Beyer, Director 160 N. LaSalle Street, Suite C-1300 Chicago, IL. 60601

Nicholas E. Kasmer

STATE OF ILLINOIS- DEPARTMENT OF LABOR CONCILIATION/MEDIATION DIVISION 160 N. LASALLE ST. STE. C-1300 CHICAGO, IL 60601

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NOTICE OF FILING

TO: Joe Beyer
Director of the Illinois Department of Labor
160 N. LaSalle Street, Suite C-1300
Chicago, IL. 60601

Illinois Department of Labor c/o Joe Beyer, Director 160 N. LaSalle Street, Suite C-1300 Chicago, IL. 60601

PLEASE TAKE NOTICE that on this 12th day of September, 2018. The undersigned filed the attached Objections and Request for Section 9 Hearing, a copy of which is herewith served upon you.

Respectfully submitted,

Robert Lid, as a member of the Chicago Regional Council of Carpenters

Ву: __

One of its attorneys

Nicholas E. Kasmer McGann, Ketterman, & Rioux 111 East Wacker Drive, Suite 2600 Chicago, IL 60601 (312) 251-9700 September 12, 2018

EXHIBIT A

		1 D				***************************************	***************************************					
County	Trade	Туре	Base Wage	Foreman	OT M-F	OT Sat	OT Sun	OT Holiday	W/H	Pension	Vacation	Training Other
Adams	Carpenter	Building	32.24	34.49			2	2	8.55	17.50		
Adams	Millwright	Building	32.24	34.49				2	8.55	17.96	0.00	
Boone	Carpenter	Building	40.00	44.40			2	2	11.1	14.61		0.73
Boone	Carpenter	Highway	44.22	45.97					11.1	15.00		0.73
Boone	Floor Layer	Building	40.00	44.40	1.5	1.5	2	2	11.1	14.61	0.00	0.73
Boone	Piledriver	Highway	45.22	46.97					11.1	15.00		0.73
Brown	Carpenter	Building	32.24	34.49					8.55	17.50		
Bureau	Carpenter	Building										0.73
Bureau	Carpenter	Highway							10.83	17.89		0.73
Bureau	Floor Layer	Building	33.00	36.30	1.5	1.5	2	2	10.61	17.90	0.00	0.73
Bureau	Millwright	Building	39.38	43.32					11.31	16.25	0.00	0.7
Bureau	Piledriver	Highway	36.15	37.90					10.83	17.89	0.00	0.73
Carroll	Carpenter	Building										0.73
Carroll	Carpenter	Highway	41.77	43.52					11.5	17.05		
Carroll	Floor Layer	Building	35.54	39.45	1.5	1.5	2	2	11.5	17.05	0.00	0.73
Carroll	Piledriver	Highway	42.77	44.52						17.05		0.73
Cass	Carpenters	Highway	33.30	35.05					8.55	17.50		
Cass	Millwright	Highway	34.98	36.73					8.55	18.52		
Cass	Piledriver	Highway	33,30	35.05					8.55	17.50		0.52
Champaign	Carpenter	Building							8.55	13.25		0.54
Christian	Carpenter	Building	32.24	34.49					8.55	17.50		
Christian	Carpenter	Highway										0.52
Clark	Carpenter	Building		34.84								0.54
Coles	Carpenter	Building		34,84	***							0.54
Cook	Millwright	All	47.35	49.35					11.79	20,41		0.63
Crawford	Carpenter	Highway										0.52
DeKalb	Carpenter	Building	40.52	44.98					11.5	17.05		0.73
DeKalb	Carpenter	Highway	41.77	43.52						17.05		0.73
DeKalb	Floor Layer	Building	40.52	44.98	1.5	1.5	2	2	11.5	17.05	0.00	0.73
DeKalb	Piledriver	Highway	42.77	44.52						17.05		0.73
Dewitt	Carpenter	Building	32.45	34.70				3	8.55	18.00		0.54
Dewitt	Carpenter	Highway										0.52
Douglas	Carpenter	Building		34.84								0.54
Douglas	Piledriver	Building	33.59	35.84					8.55	17.15		0.54
Douglas North/South	Piledriver	Highway	33.65	35.40								0.52
DuPage	Carpenter	All					2	2				•
DuPage	Millwright	All	47.35	49.35					11.79	20.41	0.00	0.63
Edgar	Carpenter	Building		38.74								0.54
Effineham	Carpenter	Building		34.84								0.54

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0.52										Highway	Carpenter	Logan
	٦	17.50								Building	Carpenter	Logan
0.54	J	18.00	8.55			1.5		34.70	32,45	Building	Carpenter	Livingston
0.73	51	17.05	1					44.52	42.77	Highway	Piledriver	Lee
0.73	J1	17.05	11.5	2	2	1.5	1.5	45.53	41.02	Building	Piledriver	Lee E
0.73	<u> </u>	17.05	11.5	2	2	1.5	1.5	40.56	36.54	Building	Piledriver	Lee W
0.73								43.52	41.77	Highway	Carpenter	Lee
		17.05	11.5	2	2	1.5	1.5	44.98	40.52	Building	Carpenter	Lee E
0.73	5 0.00	17.05	11.5	2	2	1.5	1.5	39.45	35.54	Building	Carpenter	Lee W
		17.89	10.83				:	37.90	36.15	Highway	Piledriver	LaSalle
		16.25	11.31					43.32	39.38	Building	Millwright	LaSalle
	0.00	17.90	10.61	2	2	1.5	1.5	36.30	33.00	Building	Floor Layer	LaSalle
0.73	Ç	17.89	10.83							Highway	Carpenter	LaSalle
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	J	18.60	8.55	2	2			36.91	34.66	Highway	Carpenter	Knox
0.54										Building	Carpenter	Knox
	2	20.42								All	Carpenter	Kendall
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0.63	2 0.00	20.42	11.79					49.35	47.35	AII	Millwright	Kane
		20.42						49.35		AII	Carpenter	Kane
	5 0.00	17.05	11.5	2	2	1.5	1.5	39.45	35.54	Building	Floor Layer	JoDaviess
0.73	5	17.05	11.5					43.52	41.77	Highway	Carpenter	JoDaviess
0.63	0	20.90	11.79					40.39	38.39	Highway	Carpenter	Iroquois
0.73	2	15.62	11.56					34.50	32.75	Highway	Piledriver	Henry
0.7	6	12.56	9.76					30.45	29.00	Building	Piledriver	Henry
0.7	5	14.65	9.91	2	2			31.07	29.31	Building	Millwright	Henry N and S
	0.00	12.5	9.76	2	2	1.5	1.5	30.45	29.00	Building	Floor Layer	Henry
0.73	2	15.62	11.56	2	2			33.50	31.75	Highway	Carpenter	Henry
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0.73	2	15.62	11.56					34.50	32.75	Highway	Piledriver	Henderson
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	6 0.00	12.56	9.76	2	2	1.5	1.5	30.45	29.00	Building	Floor Layer	Henderson
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0.7	6	12.56	9.76					30.45	29.00	Building	Carpenter	Henderson
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0.54	0		8.55			1.5		34,49	32.24	Building	Carpenter	Greene
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	18.60	8.55					36.91	34.66	Highway	Carpenter	Woodford
	18.00	8.55	2	2			34.71	32,46	Building	Carpenter	Woodford
	15.00	11.1					46.97	45.22	Highway	Piledriver	Winnebago
0.00	14.61	11.1	2	2	1.5	1.5	44.40	40.00	Building	Floor Layer	Winnebago
	15,00	11.1					45.97	44.22	Highway	Carpenter	Winnebago
			2				44.40		Building	Carpenter	Winnebago
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	17.05						44.52	42.77	Highway	Piledriver	Whiteside
		11.31					43.32		Building	Millwright	Whiteside
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	17.05						43.52	41.77	Highway	Carpenter	Whiteside
	17.05	11.5			1.5		39.45	35.54	Building	Carpenter	Whiteside
	17.50	8.55	2	2		**************************************	38.01	35.76	Highway	Carpenter	Warren
	17.50						35.27	33.02	Building	Carpenter	Warren
0.00	18.52						36.73	34.98	Highway	Millwright	Vermilion
0.00	13.95						38.60		Highway	Carpenter	Vermilion
	18.60	8.55					36.91	34.66	Highway	Piledriver	Tazewell
	18.57	8.55	2	2			34.49	32.24	Building	Millwright	Tazewell
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	18.00	8.55					34.71		Building	Carpenter	Tazewell
	17.05						44.52	42.77	Highway	Piledriver	Stephenson
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							39.45		Building	Carpenter	Stephenson
	17.89	10.83					37.90	36.15	Highway	Piledriver	Stark
	17.89	10.83					43.32	39.38	Highway	Millwright	Stark
0.00	17.90	10.61	2	2	1.5	1.5	36.30	33.00	Building	Floor Layer	Stark
	17.89	10.83					36.90	35.15	Highway	Carpenter	Stark
	17.90	10.61					36.30	33.00	Building	Carpenter	Stark
							35.40	33.65	Highway	Carpenter	Shelby
	17.15	8.55			1.5		34.84	32.59	Building	Carpenter	Shelby
	17.50	8.55	2	2			34,49	32.24	Building	Carpenter	Schuyler
	17.50	8.55					35.05	33.30	Highway	Carpenter	Sangamon
									Building	Carpenter	Sangamon
	15.62	11.56					34.50	32.75	Highway	Piledriver	Rock Island
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CERTIFICATE OF SERVICE

Chicago Regional Council of Carpenters c/o Nicholas Kasmer, Esq. McGann, Ketterman & Rioux 111 E. Wacker Dr., Ste. 2600 Chicago, IL 60601 nkasmer@mkrlaborlaw.com

Via messenger:

Joseph Beyer Director of Labor Illinois Department of Labor 160 N. LaSalle St., Ste. C-1300 Chicago, IL 60601

Illinois Department of Labor c/o Benno Weisberg General Counsel Illinois Department of Labor 160 N. LaSalle St., Ste. C-1300 Chicago, IL 60601

Subscribed and Sworn to this ____ day of __October_, 2018

Notary Public

ROSEMARY ECHEVERRY-VAZQUEZ
NOTARY PUBLIC, STATE OF ILLINOIS
My Commission Expires Sep 21, 2020